

**UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF NEW YORK**

*Date: 04/28/2011  
Time: 09:15 a.m.  
Place: Albany, NY*

**In Re: George S. Bevins**

**Debtor(s)**

**Address: 100 Starks Knob Road  
Schuylerville, NY 12871**

**Case No.: 10-12856  
Chapter 13**

**George S. Bevins, Jr.,**

**Plaintiff(s),**

**-against-**

**MRS Associates, Inc.,**

**Defendant(s).**

**Adv. Case No.  
11-90010**

**DEBTOR'S MOTION SEEKING  
APPROVAL OF SETTLEMENT  
AND TO DISCONTINUE ACTION**

George S. Bevins, Jr. ("Debtor"), by his attorney, Ronald J. Kim, Esq., respectfully asserts the following in support of the instant motion to approve settlement:

1. The Debtor filed a voluntary petition for relief pursuant to Chapter 13 of the U.S. Bankruptcy Code with the U.S. Bankruptcy Court for the Northern District of New York on July 30, 2010.
2. The Debtor has received a proposed settlement in the amount of \$2,400.00 by MRS Associates, Inc., for alleged violations of the Fair Debt Collection Practices Act and unfair trade practices.
3. A total of \$1,253.67 of the proposed settlement is attorney's fees and disbursements while \$1,146.33 is intended to reimburse the debtor for damages as a result of the alleged violations of Fair Debt Collection Practices Act and unfair trade practices.
4. If the Trustee abandons the settlement proceeds, the debtor will use the funds to pay higher than expected utility bills incurred this winter.
5. The debtor therefore moves this Court to approve the settlement payment of \$2,400.00 to the debtor and allow him to retain \$1,146.33.

**WHEREFORE**, for all the reasons noted above, it is respectfully requested that this Court issue an Order approving the proposed settlement, abandoning the above-named property of the estate and allowing the debtor to retain the settlement amount, and granting such other and further relief as this Court deems just and proper.

Dated: Saratoga Springs  
April 4, 2011

/s/Ronald J. Kim/s/  
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Ronald J. Kim, Esq.  
*Attorney for Debtor(s)*  
Bar Roll #511156  
Law Offices of Ronald J. Kim  
P.O. Box 318  
Saratoga Springs, NY 12866  
518-581-8416 Telephone  
518-583-9059 Facsimile  
Ron@RonaldKimLaw.com E-mail